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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO
10/713,504	11/14/2003	Emily Yixie Shu	42P15681D	9962
7	590 04/26/2004		EXAM	INER
Michael A. B		KIM, PETER B		
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP Seventh Floor			ART UNIT	PAPER NUMBER
12400 Wilshire Boulevard			2851	
Los Angeles, CA 90025			DATE MAILED: 04/26/2004	

Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)		
	10/713,504	SHU, EMILY YIXIE		
Office Action Summary	Examiner	Art Unit		
	Peter B. Kim	2851		
The MAILING DATE of this communi Period for Reply	• • • • • • • • • • • • • • • • • • • •	' ' / ' ' / ' ' ' ' ' ' ' ' ' ' ' ' ' '		
A SHORTENED STATUTORY PERIOD FO THE MAILING DATE OF THIS COMMUNI. Exensions of time may be available under the provisions: after SIX (6) MONTHS from the mailing date of this comm if the peniod for reply sispedide above is less than thirty (30 if NO period for reply is specified above, the maximum sta- Failure to reply within the sot or extended period for reply- Any reply recolved by the Office later than three months at earned patent term adjustment. See 37 CFR 1.704(b).	CATION. of 37 CFR 1.136(a). In no event, however, may a re unication. 2) days, a reply within the statutory minimum of thirt tutory period will apply and will expire SIX (6) MON will, by statute, cause the application to become AB	eply be timely filed y (30) days will be considered timely. Thom the mailing date of this communication. ANDONED (35 U.S.C. § 133).		
Status				
1) Responsive to communication(s) file	d on			
2a) This action is FINAL. 2	2b)☐ This action is non-final.			
3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is				
closed in accordance with the practic	ce under <i>Ex parte Quayle</i> , 1935 C.D	. 11, 453 O.G. 213.		
Disposition of Claims				
4) Claim(s) 10-22 is/are pending in the	application.			
4a) Of the above claim(s) is/ar	e withdrawn from consideration.			
5) Claim(s) is/are allowed.				
 Claim(s) is/are rejected. 				
7) Claim(s) is/are objected to.				
8) Claim(s) 10-22 are subject to restrict	ion and/or election requirement.			
Application Papers				
9)☐ The specification is objected to by the	e Examiner.			
10) The drawing(s) filed on is/are:	a) accepted or b) objected to I	by the Examiner.		
Applicant may not request that any object	ction to the drawing(s) be held in abeyan	ce. See 37 CFR 1.85(a).		
Replacement drawing sheet(s) including	the correction is required if the drawing	s) is objected to. See 37 CFR 1.121(d).		
11) The oath or declaration is objected to	by the Examiner. Note the attached	Office Action or form PTO-152.		
Priority under 35 U.S.C. § 119				
12) Acknowledgment is made of a claim f a) All b) Some * c) None of:	for foreign priority under 35 U.S.C. §	119(a)-(d) or (f).		
 Certified copies of the priority 	documents have been received.			
Certified copies of the priority of	documents have been received in A	pplication No		
Copies of the certified copies of	of the priority documents have been	received in this National Stage		
application from the Internation	nal Bureau (PCT Rule 17.2(a)).			
* See the attached detailed Office action	n for a list of the certified copies not	received.		
Attachment(s)				
1) Notice of References Cited (PTO-892)		ummary (PTO-413)		
Notice of Draftsperson's Patent Drawing Review (P Information Disclosure Statement(s) (PTO-1449 or I)/Mail Date formal Patent Application (PTO-152)		
Paper No(s)/Mail Date	6) Other:			

Flection/Restrictions

Restriction to one of the following inventions is required under 35 U.S.C. 121:

- Claims 10-17, drawn to a method, classified in class 438, subclass 758.
- II. Claims 18-22, drawn to a system, classified in class 356, subclass 76.

The inventions are distinct, each from the other because of the following reasons:

Inventions I, and II are related as an apparatus, a process and system for its practice. The inventions are distinct if it can be shown that either: (1) the process as claimed can be practiced by another materially different apparatus or by hand, or (2) the apparatus as claimed can be used to practice another and materially different process. (MPEP 806.05(e)). In this case the method as claimed can be used to practice in another materially different system. For example, the system as claimed can exclude a laser as required in the method as claimed.

Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, restriction for examination purposes as indicated is proper.

Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Peter Kim whose telephone number is (571) 272-2120. The

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examiner can normally be reached on Monday-Thursday from 8:30 AM to 6:00 PM. The examiner can also be reached on alternate Fridays during the same hours.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Russ Adams can be reached on 571-272-2112. The fax phone numbers for the organization where this application or proceeding is assigned is 703 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 571 –272-2800.

Peter B. Kim Patent Examiner

Patent Examiner April 12, 2004